

UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE  
 United States Patent and Trademark Office  
 Address: COMMISSIONER FOR PATENTS  
 P.O. Box 1450  
 Alexandria, Virginia 22313-1450  
 www.uspto.gov

APPLICATION NUMBER	FILING OR 371 (c) DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/809,065	03/25/2004	Michael Pesachovich	1662/63503

26646  
 KENYON & KENYON  
 ONE BROADWAY  
 NEW YORK, NY 10004

CONFIRMATION NO. 6984

## FORMALITIES LETTER



\*OC000000012898734\*

Date Mailed: 06/08/2004

## NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

Items Required To Avoid Abandonment:

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is missing.  
*A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.*
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

The application is informal since it does not comply with the regulations for the reason(s) indicated below.

The required item(s) identified below must be timely submitted to avoid abandonment:

- Replacement drawings in compliance with 37 CFR 1.84 and 37 CFR 1.121 are required. The drawings submitted are not acceptable because:
  - The drawings must be reasonably free from erasures and must be free from alterations, overwriting, interlineations, folds, and copy marks. See Figure(s) 1 - 3 & 7.
  - Numbers, letters, and reference characters on the drawings must measure at least 0.32 cm (1/8 inch) in height. See Figure(s) 5, 7 & 9.

SUMMARY OF FEES DUE:

Total additional fee(s) required for this application is \$130 for a Large Entity

- \$130 Late oath or declaration Surcharge.

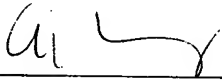
09/09/2004 MMEKONEN 00000018 110600 10809065

01 FC:1051 130.00 DA

Replies should be mailed to: Mail Stop Missing Parts  
Commissioner for Patents  
P.O. Box 1450  
Alexandria VA 22313-1450

---

*A copy of this notice MUST be returned with the reply.*

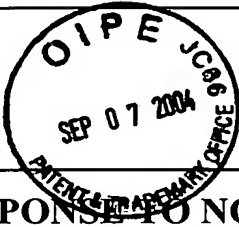


---

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE



U.S. DEPARTMENT OF COMMERCE  
PATENT AND TRADEMARK OFFICE

**RESPONSE TO NOTICE TO FILE  
MISSING PARTS OF  
NON-PROVISIONAL APPLICATION --  
FILING DATE GRANTED**

Docket Number:  
1662/63503

Application Number  
10/809,065

Filing Date  
March 25, 2004

Examiner  
To be assigned

Art Unit  
1623

Invention Title  
**DEGRADATION PRODUCTS OF  
AZITHROMYCIN AND METHODS FOR THEIR  
IDENTIFICATION**

Inventor(s)  
Michael PESACHOVICH et al.

Mail Stop Missing Parts  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Mail Stop Missing Parts, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-14501 on

Date: 8/31/04

Signature: Neil Benowitz

Sir:

To complete the filing requirements for the above-referenced application under 37 C.F.R. § 1.51, enclosed please find a Declaration signed by the inventors and an Appointment of Power of Attorney by Assignee of Entire Interest. A copy of the Notice to File Missing Parts of Application dated June 8, 2004 is also enclosed.

Also enclosed are six (6) sheets of formal drawings which comply with the margin requirements of 37 CFR 1.84(g).

1. The Commissioner is hereby authorized to charge payment of the 37 C.F.R. § 1.16(e) surcharge fee of **\$130.00** to the deposit account of **Kenyon & Kenyon**, deposit account number **11-0600**.

2. Applicants hereby request a **one-month extension of time** for responding to the Notice to File Missing Parts of Nonprovisional Application of June 8, 2004 for which a two-month response period, expiring on August 8, 2004, was set. The one-month extended period for response expires on September 8, 2004. Please charge the 37 C.F.R. § 1.136(a) **one month extension fee of \$110.00 to the deposit account of Kenyon & Kenyon, deposit account number 11-0600.**
3. The Commissioner is also authorized to charge any additional fees or credit any overpayment to the deposit account of Kenyon & Kenyon, Deposit account No. 11-0600.
4. A copy of this sheet is enclosed.

Dated:

8/31/04

By:



Craig L. Puckett (Reg. No. 43,023)

KENYON & KENYON  
One Broadway  
New York, New York 10004-1050  
(212) 425-7200 (Telephone)  
(212) 425-5288 (Facsimile)

Customer No. 26646